

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION**

**ROBERT RICKY EVETT**

**Petitioner,**

**VS.**

**ATTORNEY GENERAL FOR THE  
STATE OF ALABAMA,**

## Respondents.

**Case Number: CV 07-S-724-NE**

## MEMORANDUM OF OPINION

The magistrate judge filed findings and recommendation on October 29, 2008, recommending that the petition for writ of habeas corpus be dismissed as untimely. The parties were allowed fifteen days in which to file objections to the findings and recommendation. No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, the Court is of the opinion that the magistrate judge's findings are due to be, and hereby are, ADOPTED, and his recommendation is ACCEPTED. Accordingly, the petition for writ of habeas corpus is due to be DISMISSED as untimely. A Final Judgment will be entered.

DONE this 21st day of November, 2008.

  
United States District Judge

